IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 29TH AUGUST 2006 / 7TH BHADRA 1928

Bail Appl..No. 4253 of 2006

CMP.7496/2006 of J.M.F.C.-I,KOTTARAKKARA
CRIME NO. 122/2006 OF EXCISE RANGE, KOTTARAKKARA

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PETITIONER/ACCUSED

SURESH BABU, AGED 27 YRS,
S/O. RAGHAVAN PILLAI,
THENGUMPADINJATTATHIL VEEDU,
NADAVATHOOR VILLAGE, KOTTARAKKARA.

BY ADV. SRI.M.K.CHANDRA MOHANDAS
SRI.T.T.RAKESH

RESPONDENTS: STATE

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1. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. THE EXCISE INSPECTOR,
EXCISE RANGE OFFICE, KOTTARAKKARA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4253/2006

DATED THIS THE 29TH DAY OF AUGUST, 2006

O R D E R

The petitioner was arrested on 29.6.2006, with three liters of illicit arrack, by the Excise Range Officials, Kottarakkara, and C.R.No.122/2006 of that Excise Range was registered, for the offence punishable under Section 8 (1) & (2) of the Abkari Act. He remains in judicial custody, as remanded by the Court below. Hence this application, under Section 439 Cr.P.C.

2. The learned Public Prosecutor submitted that the petitioner is also accused of two other cases.

3. After hearing both sides and considering the duration of the judicial detention, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each

for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Kottarakkara.

(b). The petitioner shall report before the Investigating Officer, once in a week, on every Saturday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 2.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs